IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

FRIDAY, THE 6TH JULY 2007 / 15TH ASHADHA 1929

WP(C).No. 19780 of 2004(D)

PETITIONER:

K.M. RAJA, RIANA MANZIL, HOUSE NO.454,
PUZHAVATHU, CHANGANACHERRY, KOTTAYAM DISTRICT.

BY ADV. SRI.S.SHANAVAS KHAN

RESPONDENTS:

1. THE SECRETARY, CHANGANACHERRY MUNICIPALITY.

2. CHANGANACHERRY MUNICIPALITY, REPRESENTED BY ITS SECRETARY.

3. THE ENVIRONMENTAL ENGINEER, POLLUTION CONTROL BOARD, KOTTAYAM.

4. THE DISTRICT MEDICAL OFFICER OF HEALTH, KOTTAYAM.

5. SHAMEER, SHEEJA MANZIL, ALUNGAL KIZHAKKATHIL, PUZHAVATHU, CHANGANACHERRY.

BY ADV. SRI.G.GOPAKUMAR,SC, KSPCB
SRI.SIBY MATHEW
SRI.A.A.MOHAMMED NAZIR
SRI.P.SANTHOSH KUMAR (PANAMPALLI NAGAR)
SRI. K.V. MANOJ, GOVERNMENT PLEADER
SRI.BABU JOSEPH KURUVATHAZHA,SC,POLU.C.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 06/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KURIAN JOSEPH , J

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W.P.(C) NO. 19780 OF 2004

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Dated this the 6th day of July, 2007.

JUDGMENT

The writ petition is filed with the following prayers:

i)issue a writ of mandamus or any other writ order or direction directing the respondents 1 to 3 to enforce stop memo No. 2468/04 dated 27.03.2004 by the Health Supervisor forthwith;

ii) issue a writ of mandamus or any other writ order or direction directing the respondents 1 to 3 to conduct an inspection of the shop conducted by the 5th respondent after giving notice to the petitioner.

2. In case the petitioner has still any grievance left, he may file a representation along with the copy of this judgment before the 1st and 3rd respondents in which case appropriate action, in accordance with law, to abate the nuisance will be taken with notice to the petitioner and 5th respondent within another two months.

The writ petition is disposed of accordingly.

KURIAN JOSEPH, JUDGE.

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